THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.179 OF 1998

Date: 19th December 2006

Between:

1. Veerappa @ Chinna Veerappa, s/o Vegantappa,
   aged 51 years, Occ: beedi bunk,
   resident of Banaganapalli village and
   Mandal, Kurnool District and 3 others.

… Petitioners.

And

1. Government of Andhra Pradesh,
   rep. By its Secretary, Revenue (ASN.I) Department,
   Secretariat Bldgs, Hyderabad and 5 others.

… Respondents.

* * *

ORDER:

This Court issued Rule Nisi on 02.01.1998 and *status quo* obtaining as on that day shall be continued pending further orders, had been granted in W.P.M.P.No.198 of 1998.

2. It is stated that as against an order made by the Mandal Revenue Officer, the 4th respondent, an appeal was preferred to the third respondent and inasmuch as the third respondent was not inclined to grant any interim order, this writ petition is filed.

3. The present writ petition is filed for a writ of Mandamus declaring action of the respondents 5 and 6 in issuing the impugned notice evicting the petitioners from the respective

establishments by issuing a notice in Roc.No.280/96, dated 01.11.1997, as arbitrary, illegal and without jurisdiction as the said lands belong to the Revenue Department and consequently direct the respondents 5 and 6 not to interfere or issue any notice to the petitioners with regard to the scheduled lands situated in S.No.163/1 of Banaganapally village and Mandal, Kurnool District in view of the said lands belong to the respondents 2 and 3 and pass such other suitable orders.

4. Several factual details are narrated relating to the proceedings of the Mandal Revenue Officer, Banaganapally Mandal and also the order made by the Mandal Revenue Officer and the proceeding before the appellate authority and the rejection of stay by the appellate authority.

5. In view of the facts and circumstances, inasmuch as this Court granted an order of status quo, the same to continue till the disposal of the appeal, if the appellate authority had not disposed of the appeal already.

6. The writ petition is accordingly disposed of. No costs.

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P.S.NARAYANA, J.

Date: 19th December 2006.

BSB